IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.1083 OF 2002

Gulab Shivsharanappa Nippani ...Petitioner
vs.
Smt.Tangemma Gulab Nippani ...Respondents

Ms A.S.Malvankar for the Petitioner
Ms M.M.Deshmukh,A.P.P. for State

CORAM: A.S.OKA,J.
DATE : SEPTEMBER 15,2005

P.C.:

1. Heard Advocate for the Petitioner. The Petitioner is the husband of the Respondent No.1. The Respondent Nos.2 and 3 are the children of the Petitioner and the Respondent No.1. On the application made by the Respondent Nos.1 to 3, the learned Magistrate granted maintenance at the rate of Rs.300/- p.m. in favour of the Respondent Nos.1 to 3. The Revision Applications preferred by the Petitioner and the Respondent Nos.1 to 3 were heard together. The Revision Application preferred by the Petitioner was dismissed and the one preferred by the Respondent Nos.1 to 3 was partly allowed by enhancing the maintenance amount to Rs.500/- p.m. each payable to the Respondent Nos.1 to 3.

2. After having heard the learned Counsel for the Petitioner I find no merit in the Petition. The Courts below have accepted the evidence of the Respondent No.1 and her witnesses and have come to the conclusion that the marriage of the

Respondent No.1 with the Petitioner has been established. In so far as quantum of maintenance is concerned, on the basis of salary certificate it was found that gross salary of the Petitioner is Rs.11,767/- p.m. and even after deductions, he is getting Rs.5937/- p.m.. The total maintenance payable by the Petitioner is only Rs.1500/- p.m. Hence, no case is made out for interference. Petition is rejected.

JUDGE